

Dear FOIA Officer:

Pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §552 (1996), we are writing to request copies of any and all documents, materials, information, and communications relating to what the United States Environmental Protection Agency ("EPA") has identified as the North Bronson Industrial Site located in Branch County, Bronson, Michigan ("NBIA Site") from August 1986 to the present. For purposes of this request, "NBIA Site" means

(1) the North Bronson Industrial Area is located in the city of Bronson, Branch County, Michigan. The site is located in portions of the northeast quarter of section 11 and the northwest quarter of Section 12, Township 7 South, Range 8 West, and occupies the northern (industrial) area of the city of Bronson. The site is bounded to the east by Lincoln Street as projected northward to County Drain #30 (CD #30), to the north by CD #30, to the west by Burr Oak Road as projected north to CD #30, and to the south by Fillmore and Union Street;

(2) the Bronson Reel Former Facility located at 505 North Douglas Street, Bronson, Michigan;

(3) the L.A. Darling Former Facility located near the intersection of North Matteson Street and Railroad Street, Bronson, Branch County, Michigan;

(4) the Scott Fetzer Former Facility located at 141 Railroad Street, Bronson, Michigan; and

(5) the properties located adjacent to the Scott Fetzer Former Facility.

More specifically, we request access to and/or copies of the following documents, materials, correspondence, communications, and information, including, but not limited to, the following:

1. Any and all documents, materials, correspondence, information, reports, studies, tests, testing, and/or other communications relating to the NBIA Site, including, but not limited to, those authored and/or received by the EPA and/or any of the following:
 - a. Any state or local environmental authority;
 - b. Any Potentially Responsible Parties (PRPs);
 - c. Representatives from The Scott Fetzer Company, and also its predecessor companies, including but not limited to the Kingston Products Corporation ("Scott Fetzer").
 - d. Any environmental consultants, contractors, or experts hired or retained by any the aforementioned entities to perform any investigative, removal, remediation or monitoring activities at the NBIA Site.

2. Any and all documents, materials, correspondence, information, and/or communications relating to any administrative order issued or consent decree agreed upon with respect to the NBIA Site, including but not limited to, Voluntary Remediation Agreements, Site Investigations, Site Characterizations, Assessments, Remedial Investigations or Feasibility Studies, Remediation Work Plans and EPA Remediation Waste Clean-up & Disposal Work Plans;
3. Any and all documents, materials, correspondence, information, and/or communications exchanged between Scott Fetzer (or employees or representatives thereof) and EPA (or employees or representatives thereof);
4. Any and all documents, materials, correspondence, information, and/or communications evidencing Scott Fetzer's alleged dates of involvement and percentage of contamination contributed to the NBIA Site;
5. Any and all technical, scientific or engineering reports, studies, investigations, or other documents pertaining to groundwater and soil samples, analytical results for samples, hydro-geologic assessments and/or plans, etc.;
6. Any and all documents, materials, correspondence, information, and/or communications identifying or referring to PRPs, including any materials indicating the actual or potential types and/or volumes of hazardous materials involved that relate to each of the PRPs;
7. Any and all documents, materials, correspondence, information, and/or communications reflecting, relating to or referring to the current, estimated, or actual costs of any removal and remedial action taken or planned for the NBIA Site, including, but not limited to, anticipated future cleanup and/or monitoring costs;
8. Any and all documents, materials, correspondence, information, and/or communications pertaining to 42 U.S.C. §9601 et seq. ("CERCLA") arising out of or in any way relating to the NBIA Site;
9. Any and all documents, materials, correspondence, information, and/or communications reflecting, relating to, or referring to any meetings, consultations, telephone calls as well as the negotiations and/or agreements with Scott Fetzer and any representatives thereof;
10. Any and all photographs, maps, slides, videotapes, microfiche, data, tables, figures, drawings, models, or modeling (including, but not limited to, vadose zone models and/or modeling), in connection with the NBIA Site;

11. Any and all declarations, affidavits, statements, and/or depositions relating in any way to the NBIA Site; and

12. Any and all investigatory or discovery related materials, such as investigators' notes, memos, interviews, transcripts, testimony , and/or daily logs, notes, or reports.

In the event that a determination is made that some or all of the documents, materials, correspondence, information, and/or communications requested are exempt from disclosure under FOIA, please identify those items withheld and the basis for the government's exemption in each instance. To the extent practicable, please provide any non-exempt information to the extent that it can be segregated from material claimed by the EPA to be exempted from disclosure. Additionally, if for any reason requested documents, materials, correspondence, information, and/or communications are not in your possession or control, please so advise and indicate, if possible, where such items can be obtained.

Thank you in advance for your assistance, and do not hesitate to contact me if you need any additional information to process this request.

Very truly yours,

Cohn Baughman & Serlin

/s/ J. Christopher Madden